

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOSE ALVAREZ-CORIA,

Defendant.

**8:06CR19**

**MEMORANDUM  
AND ORDER**

This case is before the Court on the Defendant's pro se motion for a reduction in sentence (Filing No. 243).

The Defendant argues that, as an alien, he is entitled to a one-year reduction in his sentence through the Bureau of Prisons drug program and early release to a halfway house under the Equal Protection Clause of the United States Constitution. The Eighth Circuit Court of Appeals Alvarez-Cori has denied numerous similar claims. See, e.g., *United States v. Bobinger*, 2010 WL 3154962, at 1 (8th Cir. Aug. 9, 2010).

**IT IS ORDERED:**

1. The Defendant's motion for a reduction in sentence (Filing No. 243) is denied; and
2. The Clerk is directed to mail a copy of this Memorandum and Order to the Defendant at his last known address.

Dated this 24<sup>th</sup> day of August, 2012.

**BY THE COURT:**

s/Laurie Smith Camp  
Chief United States District Judge